TABLE OF CONTENTS — VOLUME 53

DEDICATION **Page**

A Tribute to Professor Francis H. Anderson 243

SYMPOSIUM ON STATE CONSTITUTIONAL HISTORY: IN SEARCH OF A USABLE PAST

Foreword: 259
Stephen E. Gottlieb

Common Law Antecedents of Constitutional Law in Connecticut 259
Ellen A. Peters

State Constitutions and Criminal Justice in the Late Nineteenth Century 265
Lawrence M. Friedman

The Uses of State Constitutional History: A Case Note 283
H. Jefferson Powell

The Early Virginia Tradition of Extra-Textual Interpretation 297
Suzanna Sherry

Political Participation in Eighteenth-Century America 327
Donald S. Lutz

The Rise and Decline of "Democratic Republicanism": Political Rights in New York and the Several States, 1800–1915 357
James A. Henretta

ARTICLES

Sex in Power Dependency Relationships: Taking Unfair Advantage of the "Fair" Sex 95
Phyllis Coleman

Children Before the Supreme Court: In Whose Best Interests? 513
Michael J. Dale

Reports of the Commercial and Federal Litigation Section of the New York State Bar Association
Preface 1
Robert L. Haig

Report on the Application of Statutes of Limitations in Federal Litigation 3
The Mini-Trial: Bifurcation as an Etficient Device to Promote the Resolution of Civil Cases 19
Report on Practice Under Rule 36: Requests for Admission 33

Stepping Out of the Morass of Duress Cases: A Suggested Policy Guide 581
Juliet P. Kostritsky

Securities Industry Arbitrations: An Examination and Analysis 755
Lewis D. Lowenfels
Alan R. Bromberg

Deconstructing Justice Scalia's Separation of Powers Jurisprudence: The Preeminent Executive 49
Daniel N. Reisman

LEGAL DEVELOPMENTS

Beyond the Reemergence—"Inverse Incorporation" and Other Prospects for State Constitutional Law 403
Vincent Martin Bonventre

Service of Process by Fax: Two Views

Report of the Commercial and Federal Litigation Section of the New York State Bar Association
New York's New Fax Law: An Invitation to Litigation 143

A Cautious Approach to Service by Fax 153
George F. Carpinello

A Parable of the 1980s: *Anadarko Petroleum Corp. v. Panhandle Eastern Corp.* 655
Lawrence E. Mitchell

A Review of *The Common Good: Citizenship, Morality and Self-Interest*, by Bill Jordan 663
Jeffrey Nesteruk

An Interpretation of Article 10(a) of the Hague Service Convention: Does "Send" Mean "Serve"? 877

COMMENTS

Acquisition of Goodwill: The Acid Test of Successor Liability 475

Federal Oil Spill Fund Legislation: A Future Standard 161

"It Ain't Over Till It's Over:" Interpreting 28 U.S.C. § 158(d) Finality for Bankruptcy Appeals to Circuit Courts 889

Jurisdictional Badminton with the Clean Air Act's "Citizen Suit" Provision: The Birdie is Dying in the Trees 671

The Buttoned Lip: The Controversy Surrounding the Disclosure of Tax Return Information 937

The Relationship Between Title VII and the First Amendment Religion Clauses: The Unconstitutional Schism of *Corporation of the Presiding Bishop v. Amos* 421

NOTES

A Mother's Right to Recover Damages in New York for Negligent Infliction of Emotional Distress After a Stillbirth-Prognosis: No Recovery? 217

In re O'Connor: Making Life-Sustaining Treatment Decisions on Behalf of Incompetent Patients in New York 715